

## **REMARKS**

**[0001]** Applicant respectfully requests allowance of all of the claims of the application. Claims 5-12 are presently pending.

### **Formal Request for an Interview**

**[0002]** If the Examiner's reply to this communication is anything other than allowance of all pending claims, then I formally request an interview with the Examiner. I encourage the Examiner to call me—the undersigned representative for the Applicant—so that we can talk about this matter so as to resolve any outstanding issues quickly and efficiently over the phone.

**[0003]** Please contact me to schedule a date and time for a telephone interview that is most convenient for both of us. While email works great for me, I welcome your call as well. My contact information may be found on the last page of this response.

### **Claim Additions**

**[0004]** Without conceding the propriety of the rejections herein and in the interest of expediting prosecution, Applicant cancel claim 1-4 and add claims 5-12 herein. Applicant cancels claims 1-4 and adds claims 5-12 to clarify claimed features. Such additions are made to expedite prosecution and more quickly identify allowable subject matter. Such additions are merely intended to clarify the claimed features, and should not be construed as further limiting the claimed invention in response to the cited references.

**[0005]** Applicant adds new claims 5-12 herein, which are directed towards  
a. These new claims are fully supported by Application and therefore do not

constitute new matter. These claims are supported at least by pages 6-10 of the specification.

**[0006]** New claims 5-12 are allowable over the cited references at least because the cited and applied references do not teach the same manner in which an avatar is used to communicate messages from one terminal to another.

## **Substantive Matters**

### **Claim Rejections under § 103**

**[0007]** Claims 1-4 are rejected under 35 U.S.C. § 103. In light of the claims canceled and new claims presented herein, Applicant submits that these rejections are moot.

## **Conclusion**

**[0008]** All pending claims are in condition for allowance. Applicant respectfully requests reconsideration and prompt issuance of the application. If any issues remain that prevent issuance of this application, the **Examiner is urged to contact me before issuing a subsequent Action.** Please call or email me at your convenience.

**[0009]** In the event additional fees are due as a result of this amendment, payment for those fees has been enclosed in the form of a check. Should further payment be required to cover such fees you are hereby authorized to charge such payment to Deposit Account No. 07-1897.

Respectfully Submitted,

Graybeal, Jackson, Haley, LLP  
Representatives for Applicant

/Kevin D. Jablonski/

Kevin D. Jablonski (kevin@graybeal.com)

Registration No. 50,401

USPTO Customer No.: 00996

Telephone: (425) 455-5575

Facsimile: (425) 455-1046

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